

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re EBC I, f/k/a ETOYS, INC.,

EBC I, f/k/a ETOYS, INC.,

Appellant,

v.

AMERICA ONLINE, INC.,

Appellee.

Civil Action No. 08-100 JJF

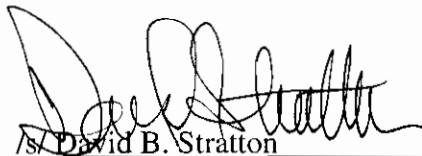
Bankruptcy Case No. 01-706  
ADV 03-50003 (MFW)

**MEDIATOR'S STATUS REPORT**

David B. Stratton, Court appointed mediator in the above matter, hereby reports on the status of the above-referenced proceeding as follows:

1. A mediation was held in this matter on April 8, 2008.
2. The case was not settled through the process of mediation.

Dated: April 14, 2008



/s/ David B. Stratton

David B. Stratton (Del. Bar ID 960)  
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**CERTIFICATE OF SERVICE**

I, David B. Stratton, hereby certify that on the 14<sup>th</sup> day of April, 2008, I did serve the foregoing *Mediator's Status Report* by causing a true and correct copy thereof to be served via United States mail, first class, postage pre-paid upon the following parties:

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/s/ David B. Stratton

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David B. Stratton (Del. Bar ID 960)